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In re Application of
Stuart H. Thomson et al
Application No. 10/056,572
Filed: January 24, 2002
Attorney Docket No. 1095-1066.3

OFFICE OF PETITIONS
ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed July 19, 2004, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to submit the issue/publication fee in a timely manner in reply to the Notice of Allowance mailed January 30, 2004, which set a statutory period for reply of three (3) months. Accordingly, the above-identified application became abandoned on May 1, 2004.

MPEP 5.02 states that "the Certificate should be signed by the individual actually depositing or transmitting the correspondence or by an individual who, upon information and belief, expects the correspondence to be mailed or transmitted in the normal course of business by another no later than the **date** indicated." Since the reply was not dated, therefore, the reply is not entitled to the benefits of 37 CFR 1.8 since it was not dated.

Telephone inquiries concerning this decision should be directed to Wan Laymon at (703) 306-5685.

This matter is being referred to Publishing Division.

Wan Laymon
Wan Laymon

Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy